

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

CENTRAL DIVISION

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JAMES J. SANDLER, Individually and as  
Trustee of the TOWN PAINT & SUPPLY CO.,  
INC. 401(k)/PROFIT SHARING PLAN, and  
TOWN PAINT & SUPPLY CO., INC.,

Plaintiffs,

v.

CIPC SYSTEMS, INC. and  
RICHARD A. PERRY,

Defendants.

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Civ. No. 05-40073

**CERTIFICATION PURSUANT TO LOCAL RULE 16.1(D)(3)**

The undersigned counsel and party hereby affirm that counsel and client have conferred (a) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of this litigation, and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Respectfully submitted,

JAMES J. SANDLER  
TOWN PAINT & SUPPLY CO., INC.

/s/ James J. Sandler

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Their attorneys,

/s/ Richard J. Yurko

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